

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR 1989-012631

08/07/2014

HON. ROSA MROZ

CLERK OF THE COURT
J. Matlack
Deputy

STATE OF ARIZONA

VINCE H IMBORDINO

v.

DEBRA JEAN MILKE (A)

MICHAEL D KIMERER
LORI L VOEPEL

CAPITAL CASE MANAGER

ORDER ENTERED

The Court has considered the Defendant's Motion to Modify Defendant's Conditions of Release, the State's Response, and the Defendant's Reply. The Court does not need oral argument to decide this issue.

The Defendant requests that she be allowed to travel to Germany to visit her sick mother. While the Court is sympathetic to the Defendant's need to visit her mother, the Court cannot grant her request. The Defendant is still facing a capital murder charge. Although the Defendant is appealing the Court of Appeals decision, the Court of Appeals has ruled that the main witness in the case, former Detective Saldate, cannot invoke his Fifth Amendment rights and must testify. Furthermore, the Court has serious concerns about its ability to compel the Defendant to return to the United States from Germany. Accordingly,

IT IS ORDERED denying the Defendant's Motion to Modify Defendant's Conditions of Release.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.